

**BEFORE THE
SURFACE TRANSPORTATION BOARD
Washington, D.C.**

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| _____ |) | |
| The Indiana Rail Road Company -- Abandonment |) | AB 295 (Sub-No. 6X) |
| Exemption -- Monroe County, IN |) | |
| |) | |
| _____ |) | |

**JOINT MOTION FOR EXTENSION OF
PERIOD TO NEGOTIATE TRAIL USE AGREEMENT**

The Indiana Rail Road Company and Monroe County Parks and Recreation Department hereby request that the Board modify its Decision and Notice of Interim Trail Use or Abandonment served May 17, 2005 in this proceeding to afford the parties an additional 180 days to conclude a trail use agreement for the line.

On May 17, 2005 the Board served a Decision and Notice of Interim Trail Use or Abandonment in this proceeding which afforded the parties (The Indiana Rail Road Company and the Monroe County Parks and Recreation Department) 180 days, until November 14, 2005, to negotiate a trail use agreement. The parties are close to a final agreement but other matters have slowed the process and raised some question whether the agreement can receive final approval before November 14.

Accordingly, the parties request that the Board amend its May 17, 2005 order to

afford them an additional 180 days, to May 18, 2006, to conclude a trail use agreement consistent with the Trails Act and the Board's order and to notify the Board that they have done so.

Respectfully submitted,

THE INDIANA RAIL ROAD COMPANY

By: _____ /S/ _____¹
One of its attorneys

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Dated: October 17, 2005

¹ Document filed electronically

CERTIFICATE OF SERVICE

I hereby certify that on this 17th day of October 2005 I served a copy of the foregoing JOINT MOTION FOR EXTENSION OF PERIOD TO NEGOTIATE TRAIL USE AGREEMENT on the Monroe County Parks Department by electronic mail and also by depositing a copy thereof in the United States mails, postage prepaid, addressed to counsel for such party listed below:

William Steger
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Court House Room 220
Bloomington, IN 47404
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/S/

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John Broadley

Dated: October 17, 2005

² Document filed electronically